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757	7590	03/11/2005	EXAMINER	
BRINKS HOFER GILSON & LIONE P.O. BOX 10395 CHICAGO, IL 60610			TABONE JR, JOHN J	
			ART UNIT	PAPER NUMBER
			2133	

DATE MAILED: 03/11/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No.	Applicant(s)
	10/024,646	KLEVELAND ET AL.
	Examiner	Art Unit
	John J. Tabone, Jr.	2133

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

1) Responsive to communication(s) filed on 21 October 2004. *2 0 0 / 10 / 05* *A1*

2a) This action is **FINAL**. 2b) This action is non-final.

3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4) Claim(s) 1-47 is/are pending in the application.

4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5) Claim(s) _____ is/are allowed.

6) Claim(s) 1-47 is/are rejected.

7) Claim(s) _____ is/are objected to.

8) Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9) The specification is objected to by the Examiner.

10) The drawing(s) filed on 21 October 2004 is/are: a) accepted or b) objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) All b) Some * c) None of:

1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. _____.
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1) Notice of References Cited (PTO-892)

2) Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date 10212004, 01012005.

4) Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.

5) Notice of Informal Patent Application (PTO-152)

6) Other: _____.

DETAILED ACTION

1. Claims 1-47 remain in the application. Claims 1, 2, 22, 38 and 44 have been amended. Claims 1-47 have been examined. New drawings for Figures 1-14 have been entered and are accepted by the Examiner.

2. The objections to the claims and drawings and the rejections under 35 U.S.C. 112 of record are withdrawn in response to Applicant's amendment.

Response to Arguments

3. Applicant's arguments filed 10/21/04 for independent claims 1, 18, 36 and 44 have been fully considered but they are not persuasive.

As per arguments for claims 1 and 44:

The Applicant states "Applicants have amended Claims 1 and 44 to recite that the set of memory cells in which the flag is stored is in the memory array. This is not shown in Fujisaki". The Applicant also states "As is clearly shown in Figure 5 and described in Fujisaki, the failure analysis memory 5 is not part of the MUT. Accordingly, the purported flag in Fujisaki is not stored in the same memory array that contains the primary block. In contrast, Claims 1 and 44 require the flag to be stored in the memory array that contains the primary block". The Examiner would like to point out, according to the Applicant's own disclosure in the specification page 5, lines 8-10, the Applicant admits "instead of being part of the same memory array 50, the primary and redundant

memory arrays 52, 54 can be separated into two or more memory arrays".

Nevertheless, it would have been obvious to one of ordinary skill in the art at the time the invention was made to combine or make integral Fujisaki's failure analysis memory and MUT, since it has been held that forming in one piece an article which has formerly been formed in two pieces and put together involves only routine skill in the art. *In re Larson*, 144 USPQ 347 (CCPA 1965).

It is the Examiner's conclusion that independent claims 1 and 44 are not patentably distinct or non-obvious over the prior art of record namely, Fujisaki (US-5831989). Therefore, the rejection is maintained. Based on their dependency on claims 1 and 44, claims 2-17 and 45-47, respectively, stand rejected.

As per arguments for claim 18:

The Applicant states "Independent Claim 18 recites while attempting to write to the primary block, determining that an error occurred in writing to the primary block". The Applicant also states "Fujisaki teaches the write-read-compare approach to determine an error --- not the while-attempting-to-write approach as recited in independent Claim 18". The Examiner would like to point out that Fujisaki teaches during a test of a memory under test MUT, a failure data of, for example, logical "1" indicating failure of a memory cell is written in the same address of the failure analysis memory 5 as that of the memory cell which failed. (Col. 2, ll. 19-23). On page 8 of the specification the Applicant discloses a "sense-while-programming technique" which the Examiner understands to be what the Applicant refers to as the "while-attempting-to-write approach" stated above. Broadly interpreted, the Examiner asserts that the

“sensing” is a type of reading of the “value” of the cell which is programmed. In light of this, the Examiner asserts that Fujisaki teaches the writing-then-reading the cell that was just written to.

It is the Examiner’s conclusion that independent claims 18 is not patentably distinct or non-obvious over the prior art of record namely, Fujisaki (US-5831989). Therefore, the rejection is maintained. Based on their dependency on claim 18, claims 19-35 stand rejected.

As per arguments for claim 36:

The Applicant states “Matsumoto et al. fails to teach a three-dimensional memory array of vertically-stacked field-programmable memory cells”. The Applicant also states, “There is no teaching whatsoever in Matsumoto et al. that the memory cells are arranged in a vertical stack to form a three-dimensional memory array, as recited in independent Claim 36”. The Examiner would like to point out that Matsumoto suggests the use of a bipolar PROM (programmable read-only memory) as the memory array (programmable memory cells). (Col. 9, lines 4-39). The operative phrase is “programmable memory cells”. The Examiner asserts the use of a vertical stack to form a three-dimensional memory array is a design choice and cannot constitute patentably of Fujisaki v. Matsumoto et al.

It is the Examiner’s conclusion that independent claims 36 is not patentably distinct or non-obvious over the prior arts of record namely, Fujisaki (US-5831989) and Matsumoto et al. (US- 5278839). Therefore, the rejection is maintained. Based on their dependency on claim 36, claims 37-43 stand rejected.

Claim Rejections - 35 USC § 102

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

4. Claims 1-4, 10, 12, 15, 16, 18, 19, 20, 22, 23, 25-29, 35, 44, 47 are rejected under 35 U.S.C. 102(b) as being anticipated by Fujisaki (US-5831989).

Claims 1 and 18:

Fujisaki teaches of a redundancy-structured memory under tested MUT has, in addition to a memory cell array (primary block) MCA, row address relief lines SR and column address relief lines SC formed on the periphery of the memory cell array MCA (redundant block of memory cells). Fujisaki also teaches that during a test of a memory under test MUT, a failure data of, for example, logical "1" indicating failure of a memory cell is written in the same address of the failure analysis memory 5 (storing a flag and writing to the redundant block) as that of the memory cell which failed. (Col. 2, lines 10-23, Fig. 6).

Claim 44:

Fujisaki teaches of a redundancy-structured memory under tested MUT has, in addition to a memory cell array (primary block) MCA, row address relief lines SR and column address relief lines SC formed on the periphery of the memory cell array MCA (redundant block of memory cells). Fujisaki also teaches that during a test of a memory under test MUT, a failure data of, for example, logical "1" indicating failure of a memory cell is written in the same address of the failure analysis memory 5 (storing a flag) as that of the memory cell which failed. (Col. 2, lines 10, 23, Fig. 6). Fujisaki also teaches

that if a failure occurs during a memory test (reading the primary block), the failure signal (flag) is written in an address of the flag memory corresponding to the address of the memory under test MUT. Fujisaki further discloses at the time of carrying out the failure relief analysis for a tested memory, it is sufficient to read out only the contents of one or more memory blocks corresponding to one or more flag addresses in which a flag of logical "1" has been stored. (Col. 10, lines 13-15; col. 12, lines 24-39).

Claims 2 and 22:

Fujisaki teaches that if a failure occurs during a memory test (reading the primary block), the failure signal (flag) is written in an address of the flag memory corresponding to the address of the memory under test MUT. Fujisaki further discloses at the time of carrying out the failure relief analysis for a tested memory, it is sufficient to read out only the contents of one or more memory blocks corresponding to one or more flag addresses in which a flag of logical "1" has been stored. (Col. 10, lines 13-15; col. 12, lines 24-39).

Claims 3, 28:

Fujisaki teaches that of the memory under test is subdivided in its memory area into a plurality of memory blocks (plurality of smaller blocks). Fujisaki also teaches during a test of a memory under test MUT, a failure data of, for example, logical "1" indicating failure of a memory cell (error in writing at least one bit in the smaller block of the primary block) is written in the same address of the failure analysis memory 5. (Col. 2, lines 19-22; col. 12, lines 28,29).

Claims 4, 29:

Fujisaki teaches that the failure analysis memory 5 is subdivided (smaller blocks) into memory blocks of 2^6 (oct-byte) in the row direction, 2^6 in the column direction, and the total 4096 ($2^6 \times 2^6$) (page) memory blocks.

Claims 10, 23:

Fujisaki teaches that during a test of a memory under test MUT, a failure data of, for example, logical "1" indicating failure of a memory cell is written in the same address of the failure analysis memory 5 (direct mapping) as that of the memory cell which failed. (Col. 2, lines 10-23, Fig. 6).

Claims 12 and 25:

Fujisaki teaches as a result of detecting failed cells in the memory under test MUT the defective cell can be replaced by any one of the cells (full-associative mapping) of the address relief lines SR or SC. (Col. 2, lines 10-23, Fig. 6).

Claims 15, 35 and 47:

Fujisaki teaches a memory testing apparatus for testing a semiconductor integrated circuit memory (semiconductor material). (Col. 1, lines 6-10).

Claims 16 and 20:

Fujisaki teaches a flag memory FLM where a flag is stored to indicate the address of the memory under test MUT where the failure has occurred. (Col. 10, lines 17-21).

Claim 19:

Fujisaki teaches that during a test of a memory under test MUT, a failure data of, for example, logical "1" indicating failure of a memory cell is written in the same

address of the failure analysis memory 5 (storing a flag in response to the error in writing to the primary block) as that of the memory cell which failed. (Col. 2, lines 10, 23).

Claim 26:

Fujisaki teaches that the failure analysis memory 5 comprises an address formatter FOM₁ (redundancy address matching circuit) for matching an address of a failure memory cell in a memory under test MUT (primary block) with an address of the failure analysis memory 5. (Col. 3, lines 22-25).

Claim 27:

Fujisaki teaches the failure analysis memory (redundant memory) which has the same storage capacity as the memory under test MUT is subdivided into a plurality of memory blocks and a flag memory. The failure data is written in an address in the failure analysis memory matching that as the MUT (determining the address is written...). Fujisaki teaches at the time the failure relief analysis for the tested memory is executed the contents of one or more memory blocks corresponding to one or more flag addresses is read out (reading the redundant memory). (Col. 12, lines 24,39).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 5-7, 17, 21 and 30-32 are rejected under 35 U.S.C. 103(a) as being unpatentable over Fujisaki (US-5831989) in view of Creta et al. (US-6216247).

Claims 5 and 30:

Fujisaki does not explicitly teach "the error occurs when there is an error in writing a single bit". However, Fujisaki does teach during a test of a memory under test MUT, a failure data of, for example, logical "1" indicating failure of a memory cell (error in writing at least one bit in the smaller block of the primary block) is written in the same address of the failure analysis memory 5. (Col. 2, lines 19-22). Creta teaches data from main memory 120 and its corresponding ECC value from the ECC memory is passed to a module/circuitry 112 that calculates a "syndrome" based upon the data and the ECC value. Creta also teaches that the syndrome indicates if there is an error and whether or not it can be corrected. Creta discloses a syndrome value of "0" indicates that there is no error in the data. Creta further discloses a syndrome with an odd number of "1"s indicates that a single bit error has occurred. (Col. 3, lines 40-52). It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Fujisaki's memory testing apparatus to include Creta's ECC memory 125 and module 112. The artisan would have been motivated to do so because this would enable Fujisaki to calculate ECC syndromes and detect single bit errors.

Claims 6 and 31:

The motivation to combine Fujisaki in view of Creta is per claims 5 and 30 above. Creta teaches if the syndrome contains an even number of zeroes, there is a double bit error. (Col. 3, lines 49-51).

Claims 7 and 32:

The motivation to combine Fujisaki in view of Creta is per claims 5 and 30 above. Creta teaches if the syndrome contains an even number of zeroes, there is a double bit or more error which can be detected but cannot be corrected (uncorrectable error). (Col. 3, lines 49-51).

Claims 17 and 21:

The motivation to combine Fujisaki in view of Creta is per claims 5 and 30 above. Creta teaches the use of sending a flag to the processor (host device) in the enhanced memory controller 500 when a memory error has occurred. The processor can then take measures to correct the fault with ECC technology.

6. Claims 11 and 24 are rejected under 35 U.S.C. 103(a) as being unpatentable over Fujisaki (US-5831989) in view of Rosen (US-6026476).

Claims 11, 24:

Fujisaki does not explicitly teach set-associative mapping. However, Fujisaki does teach of direct and full-associative mapping per rejection of claims 10 and 23 and 12 and 25, respectively above. Fujisaki teaches that this is accomplished via the failure relief analyzer 6, which includes the failure analysis memory 6. (Col. 3, lines 19-28). Rosen teaches of a translation lookaside buffer TLB 22 which can be mapped in accordance with any one of a number of possible mapping policies such as, direct mapping, set-associative mapping, or full-associative mapping. Rosen teaches the TLB 22 simultaneously compares an input address to the virtual address tags in each and

every tag line in tag array 23 for full-associative mapping. For set-associative mapping an input address is compared to a set of virtual address tags. It would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Fujisaki's failure relief analyzer 6 to incorporate Rosen's translation lookaside buffer TLB 22 in the address formatter section. The artisan would have been motivated to do so because this would enable Fujisaki to have more versatility in mapping the addresses which are written to the failure analysis memory 6 (redundant memory) via a predefined set of addresses

7. Claim 8, 9, 13, 14, 33, 34, 36, 37, 38, 39, 40, 41, 42, 43, 45, 46, are rejected under 35 U.S.C. 103(a) as being unpatentable over Fujisaki (US-5831989) in view of Matsumoto et al. (US- 5278839).

Claim 36:

Fujisaki teaches of a redundancy-structured memory under tested MUT has, in addition to a memory cell array (primary block) MCA, row address relief lines SR and column address relief lines SC formed on the periphery of the memory cell array MCA (redundant block of memory cells). Fujisaki also teaches that during a test of a memory under test MUT, a failure data of, for example, logical "1" indicating failure of a memory cell is written in the same address of the failure analysis memory 5 (storing a flag and writing to the redundant block) as that of the memory cell which failed. (Col. 2, lines 10, 23). Fujisaki does not explicitly teach the type of memory. However, Fujisaki does teach a memory testing apparatus for testing a semiconductor integrated circuit memory. (Col.

1, lines 6-10). Matsumoto suggests the use of a bipolar PROM (programmable read-only memory) as the memory array (programmable memory cells). (Col. 9, lines 4-39). It would have been obvious to one of ordinary skill in the art at the time the invention was made to replace Fujisaki's memory array with Matsumoto's PROM. The artisan would have been motivated to do so because a bipolar PROM transistor 40 can reduce the size of layout of the memory array, thus saving cost of manufacture.

Claim 37:

Fujisaki teaches that during a test of a memory under test MUT, a failure data of, for example, logical "1" indicating failure of a memory cell is written in the same address of the failure analysis memory 5 (storing a flag in response to the error in writing to the primary block) as that of the memory cell which failed. (Col. 2, lines 10, 23).

Claim 38:

Fujisaki teaches that if a failure occurs during a memory test (reading the primary block), the failure signal (flag) is written in an address of the flag memory corresponding to the address of the memory under test MUT. Fujisaki further discloses at the time of carrying out the failure relief analysis for a tested memory, it is sufficient to read out only the contents of one or more memory blocks corresponding to one or more flag addresses in which a flag of logical "1" has been stored. (Col. 10, lines 13-15; col. 12, lines 24-39).

Claim 39:

Fujisaki teaches that the failure analysis memory 5 comprises an address formatter FOM₁ (redundancy address matching circuit) for matching an address of a

failure memory cell in a memory under test MUT (primary block) with an address of the failure analysis memory 5. (Col. 3, lines 22-25).

Claims 8 and 40:

Fujisaki does not explicitly teach “while attempting to program the memory cell, determining that the memory cell is not programmed”. However, Fujisaki does teach that during a test of a memory under test MUT, a failure data of, for example, logical “1” indicating failure of a memory cell is written in the same address of the failure analysis memory 5 as that of the memory cell which failed. (Col. 2, lines 10, 23). Matsumoto suggests the use of a bipolar PROM (programmable read-only memory) as the memory array (programmable memory cells) which is the junction shorting type. Matsumoto teaches that the non-written state of the transistor 40 corresponds to the fused state of the fuse (not in a programmed state). (Col. 9, lines 4-39). It would have been obvious to one of ordinary skill in the art at the time the invention was made to replace Fujisaki’s memory array with Matsumoto’s PROM. The artisan would have been motivated to do so because programming the bipolar PROM transistor 40 can control the level of the output signal 49 of the programmable fuse.

Claims 9 and 41:

Fujisaki does not explicitly teach “reading the memory cell after the attempt to program the memory cell; and determining that the memory cell is not programmed. However, Fujisaki does teach that during a test of a memory under test MUT, a failure data of, for example, logical “1” indicating failure of a memory cell is written in the same address of the failure analysis memory 5 as that of the memory cell which failed. (Col. 2,

lines 10, 23). Matsumoto suggests the use of a bipolar PROM (programmable read-only memory) as the memory array (programmable memory cells) which is the junction shorting type. Matsumoto teaches that the written state of the transistor 40 corresponds to the non-fused state of the fuse (programmed state). Matsumoto teaches a control signal 48 is set at a low level when the redundancy repair is required (after reading the cell). (Col. 9, lines 4-39). It would have been obvious to one of ordinary skill in the art at the time the invention was made to replace Fujisaki's memory array with Matsumoto's PROM. The artisan would have been motivated to do so because programming the bipolar PROM transistor 40 can control the level of the output signal 49 of the programmable fuse and the programmed state of the transistor 40 can be determined.

Claim 43:

Fujisaki teaches a memory testing apparatus for testing a semiconductor integrated circuit memory (semiconductor material). (Col. 1, lines 6-10).

Claims 13, 33, 42 and 45:

Fujisaki does not explicitly teach the type of memory. However, Fujisaki does teach a memory testing apparatus for testing a semiconductor integrated circuit memory. (Col. 1, lines 6-10). Matsumoto suggests the use of a bipolar PROM (programmable read-only memory) as the memory array (write-once memory cells). (Col. 9, lines 4-39). It would have been obvious to one of ordinary skill in the art at the time the invention was made to replace Fujisaki's memory array with Matsumoto's PROM. The artisan would have been motivated to do so because a bipolar PROM

transistor 40 can reduce the size of layout of the memory array, thus saving cost of manufacture.

Claims 14, 34 and 46:

Fujisaki does not explicitly teach the type of memory. However, Fujisaki does teach a memory testing apparatus for testing a semiconductor integrated circuit memory. (Col. 1, lines 6-10). Matsumoto suggests the use of a bipolar PROM (programmable read-only memory) as the memory array (programmable memory cells). (Col. 9, lines 4-39). It would have been obvious to one of ordinary skill in the art at the time the invention was made to replace Fujisaki's memory array with Matsumoto's PROM. The artisan would have been motivated to do so because a bipolar PROM transistor 40 can reduce the size of layout of the memory array, thus saving cost of manufacture.

Conclusion

THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of

the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to John J. Tabone, Jr. whose telephone number is (571) 272-3827. The examiner can normally be reached on M-F.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Albert DeCady can be reached on (571) 272-3819. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


John J. Tabone, Jr.
Examiner
Art Unit 2133


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